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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/970,432	10/03/2001	Harold O. Treece	30545.11	4315

27683 7590 02/06/2004

HAYNES AND BOONE, LLP
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EXAMINER

NOVOSAD, CHRISTOPHER J

ART UNIT PAPER NUMBER

3671

DATE MAILED: 02/06/2004

Please find below and/or attached an Office communication concerning this application or proceeding.



**UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.
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EXAMINER	
ART UNIT	PAPER NUMBER
	15

DATE MAILED:

SW

This is a communication from the examiner in charge of your application

COMMISSIONER OF PATENTS AND TRADEMARKS

1. ☒ The communication filed JUNE 24, 2003 is informal/non-responsive for the reason(s) checked below and must be corrected.

APPLICANT IS GIVEN A ONE MONTH TIME PERIOD FROM THE DATE OF THIS LETTER WITHIN WHICH TO CORRECT THE INFORMALITY. EXTENSIONS OF TIME MAY BE OBTAINED UNDER THE PROVISIONS 37 CFR 1.136(a).

- a. ☐ The amendment to claim(s) _____, filed _____, fails to comply with the provisions of 37 CFR 1.121 and is accordingly held to be non-responsive. A supplemental paper correcting the informal portions and complying with 37 CFR 1.121 is required.
- b. ☐ The paper is unsigned. A duplicate paper or ratification, properly signed, is required.
- c. ☐ The paper is signed by _____, who is not of record. A ratification or a new power of attorney with a ratification, or duplicate paper signed by a person of record, is required.
- d. ☐ The communication is presented on paper which will not provide a permanent copy. A permanent copy, or a request that a permanent copy be made by the Office at applicant's expense, is required, see M.P.E.P. 714.07.
2. ☐ In accordance with applicant's request, **THE PERIOD FOR REPLY FROM THE OFFICE ACTION DATED _____ IS EXTENDED TO RUN _____ MONTH(S).**
No further extension will be granted unless approved by the Commissioner. 37 CFR 1.136(b).

3. ☐ Receipt is acknowledged of papers submitted under 35 U.S.C. 119 which papers have been made of record in the file.

4. ☒ Other: 1) The Amendment filed JUNE 24, 2003 (Paper No. 14) does not comply with 37 CFR 1.173 - Specifically, claims 90-93 must be underlined in their entirety, with no clean copy or versions amended relative to older versions of the claims.
- 2) Given the further amendment (not entered for the reason noted in ①), the reissue declaration still would not identify specific changes to the claims or point out differences from the original claims, and therefore would still be defective.

NOTICE TO APPLICANT

Christopher J. Novosad
CHRISTOPHER J. NOVOSAD
PRIMARY EXAMINER
ART UNIT 3641